

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO.723 OF 2020

Tata Teleservices (Maharashtra) Limited ... Petitioner
Vs.
Deputy Commissioner of Income Tax - TDS 2(3)
and others ... Respondents

Mr. Nishant Thakkar a/w. Ms. Jasmine Amalsadvala i/b. PDS Legal for
Petitioner.

Mr. Suresh Kumar for Respondents.

**CORAM : UJJAL BHUYAN &
ABHAY AHUJA, JJ.**

DATE : DECEMBER 22, 2020

P.C. :

Heard Mr. Thakkar, learned counsel for the petitioner and Mr.
Kumar, learned standing counsel Revenue for the respondents.

2. This petition has been filed under Articles 226 / 227 of the
Constitution of India seeking a direction to the respondents for refund of
Rs.7,30,00,000.00 along with applicable interest under section 244A of
the Income Tax Act, 1961 pursuant to order passed by the Income Tax
Appellate Tribunal, "D" Bench, Mumbai in ITA Nos.2043/Mum./2014
and 2045/Mum./2014 on 27.05.2016 for the assessment years 2009-10
and 2012-13.

3. On the previous occasions, Mr. Kumar had sought for time to
obtain instructions on the claim of the petitioner for refund.

4. Today when the matter is called upon, he submits that process has
been initiated for making the refund. In this connection, he has referred
to the affidavit filed on behalf of the respondents and submits that
process of issue of manual refund is already underway.

5. In view of the above statement made by Mr. Kumar, we direct the

respondents to refund the processed amount to the petitioner expeditiously and at any rate within a period of six weeks from the date of receipt of a copy of this order.

6. Writ petition is disposed of.

7. This order will be digitally signed by the Private Secretary of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

(ABHAY AHUJA, J.)

(UJJAL BHUYAN, J.)

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